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CPA/1645

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Docket No. 100564-08013
Date: January 16, 2002
Examiner: N. Minnifield
Art Unit: 1645

#24
Linda
4/30/02

CONTINUED PROSECUTION APPLICATION TRANSMITTAL UNDER RULE 1.53(d)

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith under 37 C.F.R. §1.53(d) is a request for filing a continued prosecution application of prior pending Application No. 09/117,447, filed December 2, 1998,

For (Title): RECOMBINANT EXPRESSION OF S-LAYER PROTEINS
By (Inventors): Werner Lubitz; Uwe Sleytr; Beatrix Kuen; Michaela Truppe; Stefan Howorka; Stephanka Resch; Gerhard Schroll; and Margit Sara

1. ☒ Abandon said prior application as of the filing date accorded this application.
2. ☒ The filing fee is calculated below:

**CLAIMS REMAINING IN THE APPLICATION AFTER
ENTRY OF ANY PRELIMINARY AMENDMENT OR
AMENDMENT UNDER 37 C.F.R. §1.116 NOTED BELOW**

FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	60 - 20	= 30
INDEP CLAIMS	5 - 3	= 02
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		

* If the difference is less than zero, enter "0".

SMALL ENTITY

RATE	FEE
	\$ 370
x 9 =	\$ 270
x 42 =	\$ 84
+140 =	\$
TOTAL	\$ 724

**OTHER THAN A
SMALL ENTITY**

RATE	FEE
	\$ 740
x 18	\$
x 84	\$
+280	\$
TOTAL	\$

TECH CENTER 1600/2900
BOX CPA
JAN 22 2002

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01/17/2002 CCHAU1 00000159 09117447

01 FC:231 370.00 OP
02 FC:203 270.00 OP
03 FC:202 84.00 OP

3. ☒ A check in the amount of \$724 to cover the filing fee is attached. The Commissioner is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 01-2300.
4. ☐ No fee is attached. Please do not charge our deposit account.
5. ☐ Cancel in this application claims _____ of the prior application before calculating the filing fee. At least one independent claim is retained for filing purposes.
6. ☒ Please enter in the present application the Amendment Under 37 CFR §1.116 with any attachments filed on October 16, 2001 and the Second Amendment Under 37 CFR §1.116 with any attachments filed on January 3, 2002 in said prior application, which was not entered therein.
7. ☐ This application is filed by fewer than all the inventors named in the prior application (37 C.F.R §1.53(d)(4)). Delete the following inventor(s) named in the prior application:

8. ☐ A Preliminary Amendment is enclosed. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.
9. ☐ An Information Disclosure Statement is attached along with Form PTO-1449 and _____ references.
10. ☒ Small entity status:
☐ a. A small entity statement is attached.
☒ b. A small entity statement was filed in the parent application and such status is still proper and desired.
☐ c. Small entity status is no longer claimed.
11. ☐ Other: _____
12. ☒ Address all future communications to:

CUSTOMER No. 004372
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Respectfully submitted,

Lynna A. Bristol

Lynna A. Bristol
Registration No. 48,898

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